

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	Case No.:2:16-mj-00216-NJK
)	
Plaintiff,)	
)	
vs.)	STIPULATION TO CONTINUE
)	BENCH TRIAL
)	(First Request)
JOSEPH ALAN LUSCH,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Nadia Ahmed, Special Assistant United States Attorney, counsel for the United States of America, and William Terry, Esquire, counsel for defendant, that the bench trial in the above-captioned matter, currently scheduled for August 17, 2016, at the hour of 9:00 a.m., be vacated and continued for sixty (60) days or to a date and time convenient to the Court.

This stipulation is entered into for the following reasons:

1. The discovery was recently provided to counsel for the defendant. Defense counsel will need additional time to review the discovery.
2. Defendant is out of federal custody and agrees to the continuance.

1 3. Denial of this request for a trial continuance would prejudice both the
2 Defendants and the Government and unnecessarily consume this Court's valuable resources,
3 taking into account the exercise of due diligence.

4 4. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice.

6 5. The additional time requested by this stipulation, is excludable in computing the
7 time within which the defendant must be indicted and the trial herein must commence pursuant
8 to the Speedy Trial Act, 18 U.S.C. § 3161(b) and 3161(h)(8)(A), considering the factors under
9 18 U.S.C. § 3161(h)(8)(B)(I) and (iv).

10 6. This is the first request for continuance of the trial in this case.

11
12 DATED this 8th day of August, 2016.

13
14 Respectfully submitted,

15 DANIEL G. BOGDEN
16 United States Attorney

17 /s/ William Terry

18 /s/ Nadia Ahmed

19 WILLIAM TERRY, ESQ.
20 Counsel for defendant
21 **JOSEPH LUSCH**

22 NADIA AHMED
23 Special Assistant United States Attorney

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSEPH LUSCH,

Defendant.

Case No: 2:16-mj-00216-NJK

ORDER CONTINUING
BENCH TRIAL

Based on the pending stipulation of counsel, and good cause appearing therefore,:

IT IS HEREBY ORDERED that the bench trial in the above-captioned matter currently
scheduled for August 17, 2016, at the hour of 9:00 a.m., be vacated and continued to ____
Wednesday, October 26, 2016, at the hour of 9:00 a.m. in courtroom 3C.

DATED this 10th day of August, 2016.


UNITED STATES MAGISTRATE JUDGE